

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

UNITED STATES OF AMERICA,

Plaintiff,

EX PARTE ORDER

v.

11-cr-104-wmc

ALLEN SMITH,

Defendant.

Pursuant to Rule 17(b), defendant Allen Smith has moved for issuance of subpoenas for two witnesses to testify at trial. Smith has sufficiently established the reasonable necessity to his defense of these witnesses for the court to issue both requested subpoenas. Smith should bear in mind, however, that it will be up to Judge Conley to decide whether to allow either witness actually to testify at trial.

It is ORDERED that the Clerk of Court shall issue subpoenas for the following witnesses and the marshals service shall serve the subpoenas and shall provide witness fees to these witnesses in the same fashion as for the government, namely at no cost to the defendant:

David Wims
c/o La Crosse County Sheriff's Dept.
333 Vine Street
La Crosse, WI 54601

Megan Arnz
4625 Mormon Coulee Road
La Crosse, WI

Entered this 3rd day of January, 2013.

BY THE COURT:

/s/

STEPHEN L. CROCKER
Magistrate Judge